IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

BUHIMSCHI, et al

ATTY DKT NO. P-120561.1(UTI)

SERIAL NO.

09/765,476

GROUP ART UNIT: 1653

FILED:

January 18, 2001

EXAMINER: Sheridan Snedden

TITLE: FREE RADICAL SCAVENGERS OR PROMOTERS THEREOF AS THERAPEUTIC ADJUVANTS IN PRETERM PARTURITION

Mail Stop Response Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

RECORD OF THE SUBSTANCE OF AN INTERVIEW

Examiner Snedden had a personal interview with the inventors, Irina Buhimschi and Carl Weiner on September 10, 2003. Claims 1-5, 7-9, and 12-19 were discussed although no final agreement was reached at that time. The inventors discussed several prior art references (Stamler, Lamont, and Katz). There was a rejoinder of claims 6, 10, 11, and 20-22.

The thrust of principal argument of applicant's was that nitric oxide (No) is not to be considered an antioxidant, but rather an oxidant which would have an opposite biological effect of a free radical scavenger. The Examiner has noted his comments in his Interview Summary.

Subsequent to the interview, the Examiner issued his office action dated October 7, 2003, indicating that claims 6, 10, and 20-22 were allowable. He continued his rejection of claims 1-5, 7-9, and 11-19 art presented by the inventors Information Disclosure Statement and a new Japanese reference (JP 60197669).

Respectfully submitted,

JACKSON WALKER L.L.P.

Thomas E. Sisson, Reg. No. 29,348

112 E. Pecan Street, Suite 2100

San Antonio, Texas 78205

Phone: (210) 978-7700 Fax: (210) 978-7790

Attorneys for Applicant

4 Fala

.

Date:

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited on the date shown below with the United States Postal Service in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", as follows:

37 CFR 1.8(a)	37 CFR 1.10
[] With sufficient postage as First Class Mail. Date:, 2004.	[X] As "Express Mail Post Office to Addressee", Mailing Label No.EV299985992US Date: 2-4, 2004.

Michelle Grosche

Printed Name of Person Mailing Paper or Fee

Michello Hyske
Signature of Person Mailing Paper or Fee